IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

FRIDAY, THE 9TH FEBRUARY 2007 / 20TH MAGHA 1928

WP(C).No. 4600 of 2007(V)

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PETITIONER:

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MOHAMMAD, S/O.ALIKUTTY, AGED 45 YEARS,
AMMAMKUNNATH HOUSE, KEEZHUPARAMBA,
MALAPPURAM DISTRICT.

BY ADV. SRI.SUNNY MATHEW

RESPONDENTS:

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1. THE SPECIAL SQUAD LEADER, OFFICE OF THE REVENUE DIVISIONAL OFFICER, PERINTHALMANNA, MALAPPURAM.

2. THE DISTRICT COLLECTOR, MALAPPURAM

3. THE SUB INSPECTOR OF POLICE, EDAVANNA POLICE STATION.

4. THE KEEZHUPARAMBU GRAMA PANCHAYAT,
REP. BY ITS SECRETARY.

5. STATE OF KERALA, REP. BY THE CHIEF SECRETARY
TO GOVERNMENT, SECRETARIAT, TRIVANDRUM

R1 TO R3 & R5 BY SMT.T.B.RAMANI.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 09/02/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

**PIUS C. KURIAKOSE, J.**

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W.P.(C) No.4600 OF 2007

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DATED THIS THE 9TH FEBRUARY, 2007

**J U D G M E N T**

I have today passed an interim order which according to me grants to the petitioner all possible reliefs. In view of the interim order, the Writ Petition will stand disposed of.

**(PIUS C. KURIAKOSE, JUDGE)**

tgl

**PIUS C. KURIAKOSE, J.**

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W.P.(C) No.4600 OF 2007

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DATED THIS THE 9TH FEBRUARY, 2007

**O R D E R**

Government Pleader takes notice on behalf of respondents 1 to 3 and 5.

2. Having regard to the grounds raised, the documents placed on record and the submissions made, there will be an interim order in the following terms:-

The petitioner will remit cash Rs.10,000/- before the 1st respondent who will thereupon issue a receipt. The petitioner will also submit an affidavit on a stamp paper of value Rs.50/- undertaking to produce lorry having Registration No.KL-11B-6102 in good running condition before respondents 1 and 2 or any other competent authority, as and when directed in that behalf. The 3rd respondent who is presently having custody of the lorry and the load, will release lorry having Registration No.KL-11B-6102 and the load, on noticing the original of the cash receipt and also photostat copy of the affidavit submitted by the petitioner as directed above. The 2nd respondent-

District Collector will finalise the adjudication proceedings at his earliest and at any rate within four months of receiving copy of this order. It is made clear that the release as directed above will be subject to the final outcome of the adjudication proceedings to be finalised by the 2nd respondent.

Hand over the order today itself.

**(PIUS C. KURIAKOSE, JUDGE)**

tgl